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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/689,152	10/20/2003	Yao Ching Su	E0523-00020	6400

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EXAMINER

PERRY, ANTHONY T

ART UNIT	PAPER NUMBER
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2879

DATE MAILED: 07/11/2006

Please find below and/or attached an Office communication concerning this application or proceeding.



## DETAILED ACTION

### *Election/Restrictions*

The Applicant's election of Group I, method claims 1-60 without traverse, filed 4/25/06, is acknowledged by the Examiner.

Upon further review the Examiner notes that Group I contains claims directed to the following patentably distinct species:

- Species I: The method of making the barrier rib structure as shown in Fig. 7A.
- Species II: The method of making the barrier rib structure as shown in Fig. 7B.
- Species III: The method of making the barrier rib structure as shown in Figs. 8A-8B.
- Species IV: The method of making the barrier rib structure as shown in Fig. 10A.
- Species V: The method of making the barrier rib structure as shown in Fig. 10B.
- Species VI: The method of making the barrier rib structure as shown in Figs. 9A & 9C.
- Species VII: The method of making the barrier rib structure as shown in Figs. 9B & 9D.
- Species VIII: The method of making the barrier rib structure as shown in Figs. 11A-11B.
- Species IX: The method of making the barrier rib structure as shown in Figs. 12A-12B.
- Species X: The method of making the barrier rib structure as shown in Figs. 12C-12D.
- Species XI: The method of making the barrier rib structure as shown in Fig. 12E, 12F, 13B, and 13C.

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Applicant is required under 35 U.S.C. 121 to elect a single disclosed species for prosecution on the merits to which the claims shall be restricted if no generic claim is finally held to be allowable. Currently, claim 1 is generic.

Applicant is advised that a reply to this requirement must include an identification of the species that is elected consonant with this requirement, and a listing of all claims readable thereon, including any claims subsequently added. An argument that a claim is allowable or that all claims are generic is considered nonresponsive unless accompanied by an election.

Upon the allowance of a generic claim, applicant will be entitled to consideration of claims to additional species which depend from or otherwise require all the limitations of an allowable generic claim as provided by 37 CFR 1.141. If claims are added after the election, applicant must indicate which are readable upon the elected species. MPEP § 809.02(a).

Should applicant traverse on the ground that the inventions or species are not patentably distinct, applicant should submit evidence or identify such evidence now of record showing the inventions or species to be obvious variants or clearly admit on the record that this is the case. In either instance, if the examiner finds one of the inventions unpatentable over the prior art, the evidence or admission may be used in a rejection under 35 U.S.C.103(a) of the other invention.

Applicant is advised that the reply to this requirement to be complete must include (i) an election of a species or invention to be examined even though the requirement be traversed (37 CFR 1.143) and (ii) identification of the claims encompassing the elected invention.

Applicant is reminded that upon the cancellation of claims to a non-elected invention, the inventorship must be amended in compliance with 37 CFR 1.48(b) if one or more of the currently named inventors is no longer an inventor of at least one claim remaining in the

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application. Any amendment of inventorship must be accompanied by a request under 37 CFR 1.48(b) and by the fee required under 37 CFR 1.17(i).

### **Contact Information**

Any inquiry concerning this communication or earlier communications from the examiner should be directed to *Anthony Perry* whose telephone number is (571) 272-2459. The examiner can normally be reached between the hours of 9:00AM to 5:30PM Monday thru Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Nimesh Patel, can be reached on (571) 272-2457. **The fax phone number for this Group is (571) 273-8300.**

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Anthony Perry  
Patent Examiner  
Art Unit 2879  
July 10, 2006



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